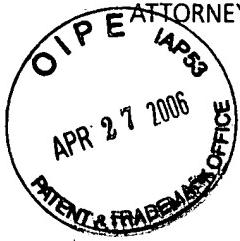




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April 27, 2006

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Commissioner for Patents
 PO Box 1450
 Alexandria, VA 22313-1450

Art Unit 1642**Attn: Mail Stop Amendment**

Re: U.S. Utility Patent Application
 Application No. 10/826,923; Filed: April 19, 2004
 For: **Methods of Treating Diseases Responsive to Induction of Apoptosis
 and Screening Assays**
 Inventors: Kasibhatla *et al.*
 Our Ref: 1735.0870001/RWE/BSA

Sir:

Transmitted herewith for appropriate action are the following documents:

1. Reply to Restriction Requirement and Requirement for Election of Species; and
2. One (1) return postcard.

It is respectfully requested that the attached postcard be stamped with the date of filing of these documents, and that it be returned to our courier. In the event that extensions of time are necessary to prevent abandonment of this patent application, then such extensions of time are hereby petitioned.

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.

Robert W. Esmond
 Attorney for Applicants
 Registration No. 32,893

RWE/BSA/nef
 Enclosures

525274_1.DOC



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Kasibhatla *et al.*

Appl. No.: 10/826,923

Filed: April 19, 2004

For: **Methods of Treating Diseases
Responsive to Induction of
Apoptosis and Screening Assays**

Confirmation No.: 1333

Art Unit: 1642

Examiner: Fetterolf, Brandon J.

Atty. Docket: 1735.0870001/RWE/BSA

Reply to Restriction Requirement and Requirement for Election of Species

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

In reply to the Office Action dated April 7, 2006, requesting an election of one invention to prosecute in the above-referenced patent application, Applicants hereby provisionally elect with traverse to prosecute the invention of Group I, represented by claims 1-9. This election is made without prejudice to or disclaimer of the other claims or inventions disclosed.

The Examiner also required an election of a single species for prosecution on the merits. Applicants hereby elect breast carcinomas for prosecution on the merits. Claims 1-4 and 6-9 read on such species.

Reconsideration and withdrawal of the Restriction Requirement, and consideration and allowance of all pending claims, are respectfully requested.

It is believed that extensions of time are not required, beyond those that may otherwise be provided for in accompanying documents. However, in the event that additional extensions of time are necessary to prevent abandonment of this application,

then such extensions of time are hereby petitioned under 37 C.F.R. § 1.136(a), and any fees required therefor are hereby authorized to be charged to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.



Robert W. Esmond
Attorney for Applicants
Registration No. 32,893

Date: April 27, 2006

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